

PTO/SB/21 (05-03)

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Total Number of Pages in This Submission

Application Number	10/644,114
Filing Date	August 20, 2003
First Named Inventor	James R. Parks et al.
Art Unit	3724
Examiner Name	S. Choi
Total Number of Pages in This Submission	Attorney Docket Number
	TN-1983

ENCLOSURES (check all that apply)

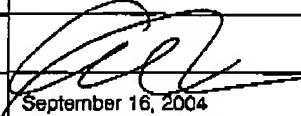
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Adan Ayala, Esq.

Signature

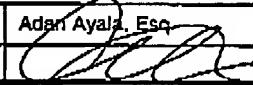


Date

September 16, 2004

CERTIFICATE OF MAILING

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Typed or printed name 

Adan Ayala, Esq.

Signature



Date

September 16, 2004

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Serial No. 10/644,114

Response to Restriction Req. mailed Aug. 31, 2004

UTILITY PATENT

B&D No. TN1983

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
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In re application of: James R. PARKS et al.

SEP 16 2004

Serial No.: 10/644,114

Examiner: S. CHOI

Filed: August 20, 2003

Group Art Unit: 3724

For: BEVEL STOP MECHANISM FOR A MITER SAW

Assistant Commissioner for Patents

Washington, DC 20231

RESPONSE TO RESTRICTION REQUIREMENT

I, Adan Ayala, PTO Reg. No. 38,373, hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 872-9306 on Sep 16, 2004



Adan Ayala

Dear Sir:

This is in response to the Office Action mailed August 31, 2004.

The Examiner required the election of one of the following species: Species A (represented by FIGS. 3-5); Species B (described in page 10, lines 19-21); Species C (represented by FIGS. 6-9); Species D (represented by FIGS. 10-14) and Species E (represented by FIGS. 15-17).

Pending in the present application are Claims 1-13.

Applicants respectfully request that the Examiner reconsider the election requirement, and thus examine all species.

Serial No. 10/644,114

Response to Restriction Req. mailed Aug. 31, 2004

UTILITY PATENT

B&D No. TN1983

Under the Patent Act and the rules of patent practice, if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it may include claims to distinct or independent inventions. MPEP § 803.

In the present case, examining all species together would not constitute a serious burden to the Examiner. As mentioned below, Applicants will elect Species C for examination.

Accordingly, the Examiner will have to examine Claims 1-9 and 12-13. In other words, the Examiner will examine all but two of the pending claims. Applicants submit that the Examiner would not thus incur a serious burden. Therefore, no species should be restricted and should be examined together.

Nevertheless, the Examiner has advised Applicants that a response to the restriction requirement must include an identification of the species that is elected consonant with the requirement, and a listing of all claims readable thereon. Applicants hereby elect Species C, as designated by the Examiner. The claims readable upon Species C are Claims 1-9 and 12-13.

While no fee is believed to be due, the Commissioner is nevertheless authorized to charge payment of any fees due in processing this amendment, or credit any overpayment to Deposit Account No. 02-2548.

Respectfully submitted,


Adam Ayala
PTO Reg. No. 38,373
Attorney for Applicants
(410) 716-2368